



**UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
OFFICE OF INSPECTOR GENERAL**

1301 CONSTITUTION AVE, NW  
WASHINGTON, DC 20004

**CASE #:** OI-HQ-2015-ADM-0102

**CROSS REFERENCE #:** OI-HQ-2013-ADM-0068

**TITLE:** RICHARD LOEB, GENERAL COUNSEL, SES, U.S. CHEMICAL SAFETY AND HAZARD BOARD

**INTERVIEWEE (if applicable):** N/A

**PREPARED BY:** (b) (6), (b) (7)(C)

**MEMORANDUM OF ACTIVITY  
OTHER**

**NARRATIVE:**

The United States Environmental Protection Agency, Office of Inspector General, Office of Investigations provides a referral letter to the Federal Bureau of Investigation (FBI) for each case it investigates that may involve a criminal violation of the United States Code.

The above referenced case was opened on August 10, 2015, and was investigated administratively. As such, no referral letter was provided to the FBI.

Should any criminal violations had been discovered during the course of this administrative investigation, the matter would have been converted to a criminal investigation and an FBI referral letter would have been issued.

**ATTACHMENT(S):**

None.

**CASE:**  
OI-HQ-2015-ADM-0102

**INTERVIEWEE (if applicable):**  
N/A

**DATE OF ACTIVITY:**  
January 16, 2018

**DRAFTED DATE:**  
January 16, 2018

**AGENT(S):**  
(b) (6),  
(b) (7)(C)

**RESTRICTED INFORMATION**  
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UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
OFFICE OF INSPECTOR GENERAL

DATE: APRIL 7, 2016

PREPARED BY: SA (b) (6), (b) (7)(C)

CASE #: OI-HQ-2015-ADM-0102

CROSS REFERENCE #:

TITLE: RICHARD LOEB, GENERAL COUNSEL, SES, U.S. CHEMICAL SAFETY AND  
HAZARD BOARD

CASE CLOSING REPORT

Subject(s)	Location	Other Data
RICHARD LOEB	WASHINGTON, DC	

**POTENTIAL VIOLATION(S):** Title 36 CFR Chapter XII – National Archives and Records Administration, Part 1236

**ALLEGATION(S):** Richard Loeb (Loeb), General Counsel, U.S. Chemical Safety Board (CSB) used private, non-government email system to communicate on CSB matters and failing to preserve those communications as official government records.

**FINDINGS:** The allegation that Loeb used private, non-government email system to communicate on CSB matters and failed to preserve those communications as official government records is supported.

On January 22, 2015 the U.S. Environmental Protection Agency (EPA), Office of Inspector General (OIG), Office of Investigations (OI) issued a Report of Investigation (ROI) concerning allegations received against (former) Chairman for the U.S. Chemical Safety and Hazard Investigation Board (CSB) Rafael Moure-Eraso, CSB General Counsel Richard Loeb (Loeb), and CSB Board Member Daniel Horowitz to the President. Specifically, with regard to Loeb, the ROI found he used private, non-government e-mail systems to communicate on CSB matters and by using this approach those communications were not preserved as official government records.

On July 9, 2015, CSB (b) (6), (b) (7)(C) who possessed a copy of the ROI, requested the ROI's supporting exhibits in order to assist their internal management inquiry.

On July 17, 2015, the CSB provided the EPA OIG with a copy of a memorandum dated June 16, 2015, that informed Loeb he was being placed on administrative leave pending an ongoing CSB management inquiry into his misconduct. On July 20, 2015, EPA OIG agents provided (b) (6), (b) (7) with the supporting documents from the ROI.

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On December 1, 2015, Loeb retired from federal service.

**DISPOSITION:** Since this case has been criminally declined and there is no administrative nexus, this case is closed with no further action. However, if additional information is obtained, OI will assess such information and take appropriate action.



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**CASE AGENT (if different from prepared by):** (b) (6), (b) (7)(C)

**CASE INITIATION**

Subject(s)	Location	Other Data
RICHARD LOEB	WASHINGTON, DC	

**NARRATIVE:**

On January 22, 2015 the U.S. Environmental Protection Agency (EPA), Office of Inspector General (OIG), Office of Investigations (OI) issued a Report of Investigation (ROI) concerning allegations received against (former) Chairman for the U.S. Chemical Safety and Hazard Investigation Board (CSB) Rafael Moure-Eraso, CSB General Counsel Richard Loeb (Loeb), and CSB Board Member Daniel Horowitz to the President [Attachment 1]. Specifically, with regard to Loeb, the ROI found he used private, non-government e-mail systems to communicate on CSB matters and by using this approach those communications were not preserved as official government records.

On July 9, 2015, CSB (b) (6), (b) (7)(C), who possessed a copy of the ROI, requested the ROI's supporting exhibits in order to assist their internal management inquiry.

On July 17, 2015, the CSB provided the EPA OIG with a copy of a memorandum dated June 16, 2015, that informed Loeb he was being placed on administrative leave pending an ongoing CSB management inquiry into his misconduct [Attachment 2]. On July 20, 2015, EPA OIG agents provided (b) (6), (b) (7) with the supporting documents from the ROI.

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**Attachment(s):**

1. January 16, 2015 EPA OIG Report of Investigation sent to President Obama



Scanned ROI.pdf

2. CSB Memorandum dated June 16, 2015 to Richard Loeb placing him on administrative leave pending management inquiry.



Loeb AL notice  
6.16.15.pdf

**RESTRICTED INFORMATION**

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**CASE AGENT (if different from prepared by):** SA (b) (6), (b) (7)(C)

**SIGNIFICANT INCIDENT REPORT**

**NARRATIVE:**

On January 22, 2015 the U.S. Environmental Protection Agency (EPA), Office of Inspector General (OIG), Office of Investigations (OI) issued a Report of Investigation (ROI) concerning allegations received against (former) Chairman for the U.S. Chemical Safety and Hazard Investigation Board (CSB) Rafael Moure-Eraso, CSB General Counsel Richard Loeb (Loeb), and CSB Board Member Daniel Horowitz to the President. Specifically, with regard to Loeb, the ROI found he used private, non-government e-mail systems to communicate on CSB matters and by using this approach those communications were not preserved as official government records.

On July 9, 2015, CSB (b) (6), (b) (7)(C), who possessed a copy of the ROI, requested the ROI's supporting exhibits in order to assist their internal management inquiry into Loeb's suspected misconduct.

On July 17, 2015, the CSB provided the EPA OIG with a copy of a memorandum dated June 16, 2015, that informed Loeb he was being placed on administrative leave pending an ongoing CSB management inquiry into his misconduct. On July 20, 2015, EPA OIG agents provided (b) (6), (b) (7) with the supporting documents from the ROI.

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**CASE AGENT (if different from prepared by):** SA (b) (6), (b) (7)(C)

**SIGNIFICANT INCIDENT REPORT**

**NARRATIVE:**

On January 22, 2015 the U.S. Environmental Protection Agency (EPA), Office of Inspector General (OIG), Office of Investigations (OI) submitted a Report of Investigation (ROI) for an investigation into allegations received against (former) Chairman for the U.S. Chemical Safety and Hazard Investigation Board (CSB) Rafael Moure-Eraso, CSB General Counsel Richard Loeb (Loeb), and CSB Board Member Daniel Horowitz to the President.

On July 9, 2015, CSB (b) (6), (b) (7)(C), requested the supporting documents referenced in the EPA OIG ROI to assist with an internal management inquiry. On July 20, 2015, EPA OIG agents provided (b) (6), (b) (7) with the request supporting documents from the ROI.

As a result of the EPA OIG's investigation and subsequent ROI into employee misconduct by Loeb, on July 17, 2015 CSB (b) (6), (b) (7)(C) provided a copy of a memorandum dated June 16, 2015, that informed Loeb he was being placed on administrative leave pending an ongoing CSB management inquiry into his misconduct [Attachment 1].

**Attachment(s):**

1. June 16, 2015 CSB administrative leave memorandum to General Counsel Richard Loeb

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1. June 16, 2015 CSB administrative leave memorandum to General Counsel Richard Loeb



Loeb AL notice  
6.16.15.pdf

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On July 17, 2015, the CSB provided the EPA OIG with a copy of a memorandum dated June 16, 2015, that informed Loeb he was being placed on administrative leave pending an ongoing CSB management inquiry into his misconduct. On July 20, 2015, EPA OIG agents provided (b) (6), (b) (7) with the supporting documents from the ROI.

On March 3, 2016, the CSB provided the EPA OIG with a redacted copy of Loeb's retirement SF-52 with an effective date of December 2, 2015 [Attachment 1].

**Attachment(s):**

1. Richard Loeb SF-52 Retirement from Federal Service effective 12/2/15

**Attachment(s):**

1. Richard Loeb SF-52 Retirement from Federal Service effective 12/2/15



Loeb Retirement  
SF-52\_Redacted.pdf

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